

**UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF PENNSYLVANIA**

In re: MCLAIN, DONNA MARIE

§ Case No. 11-26861-CMB

§

§

§

Debtor(s)

**CHAPTER 7 TRUSTEE'S FINAL ACCOUNT AND DISTRIBUTION
REPORT CERTIFICATION THAT THE ESTATE HAS BEEN FULLY ADMINISTERED
AND APPLICATION TO BE DISCHARGED (TDR)**

Rosemary Crawford, chapter 7 trustee, submits this Final Account,
Certification that the Estate has been Fully Administered and Application to be Discharged.

1) All funds on hand have been distributed in accordance with the Trustee's Final Report and, if applicable, any order of the Court modifying the Final Report. The case is fully administered and all assets and funds which have come under the trustee's control in this case have been properly accounted for as provided by law. The trustee hereby requests to be discharged from further duties as a trustee.

2) A summary of assets abandoned, assets exempt, total distributions to claimants, claims discharged without payment, and expenses of administration is provided below:

| | |
|---|--|
| Assets Abandoned: <u>\$0.00</u> (without deducting any secured claims) | Assets Exempt: <u>\$101,245.94</u> |
| Total Distribution to Claimants: <u>\$975.00</u> | Claims Discharged Without Payment: <u>\$44,974.80</u> |
| Total Expenses of Administration: <u>\$6,369.89</u> | |

3) Total gross receipts of \$ 12,000.00 (see **Exhibit 1**), minus funds paid to the debtor and third parties of \$ 4,655.11 (see **Exhibit 2**), yielded net receipts of \$7,344.89 from the liquidation of the property of the estate, which was distributed as follows:

| | CLAIMS SCHEDULED | CLAIMS ASSERTED | CLAIMS ALLOWED | CLAIMS PAID |
|--|---------------------|--------------------|-------------------|----------------|
| SECURED CLAIMS (from Exhibit 3) | \$137,393.58 | \$0.00 | \$0.00 | \$0.00 |
| PRIORITY CLAIMS: CHAPTER 7 ADMIN. FEES AND CHARGES (from Exhibit 4) | 0.00 | 6,369.89 | 6,369.89 | 6,369.89 |
| PRIOR CHAPTER ADMIN. FEES AND CHARGES (from Exhibit 5) | 0.00 | 0.00 | 0.00 | 0.00 |
| PRIORITY UNSECURED CLAIMS (from Exhibit 6) | 0.00 | 0.00 | 0.00 | 0.00 |
| GENERAL UNSECURED CLAIMS (from Exhibit 7) | 37,749.42 | 25,062.08 | 25,062.08 | 975.00 |
| TOTAL DISBURSEMENTS | \$175,143.00 | \$31,431.97 | \$31,431.97 | \$7,344.89 |

4) This case was originally filed under Chapter 7 on November 08, 2011.
The case was pending for 16 months.

5) All estate bank statements, deposit slips, and canceled checks have been submitted to the United States Trustee.

6) An individual estate property record and report showing the final accounting of the assets of the estate is attached as **Exhibit 8**. The cash receipts and disbursements records for each estate bank account, showing the final accounting of the receipts and disbursements of estate funds is attached as **Exhibit 9**.

Pursuant to Fed R Bank P 5009, I hereby certify, under penalty of perjury, that the foregoing report is true and correct.

Dated: 02/26/2013 By: /s/Rosemary Crawford
Trustee

STATEMENT: This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. § 1320.4(a)(2) applies.

**EXHIBITS TO
FINAL ACCOUNT**

EXHIBIT 1 –GROSS RECEIPTS

| DESCRIPTION | UNIFORM TRAN. CODE ¹ | \$ AMOUNT RECEIVED |
|---|------------------------------------|-----------------------|
| PERSONAL INJURY CLAIM BY BLAIR CHRISE (2/14/11) | 1129-000 | 12,000.00 |
| TOTAL GROSS RECEIPTS | | \$12,000.00 |

¹The Uniform Transaction Code is an accounting code assigned by the trustee for statistical reporting purposes.

EXHIBIT 2 –FUNDS PAID TO DEBTOR & THIRD PARTIES

| PAYEE | DESCRIPTION | UNIFORM TRAN. CODE | \$ AMOUNT PAID |
|---|--|-----------------------|-------------------|
| Donna McLain Debtor's Exemption | Dividend paid 100.00% on \$4,655.11; Claim# 9; Filed: \$4,655.11; Reference: | 8100-002 | 4,655.11 |
| TOTAL FUNDS PAID TO DEBTOR AND THIRD PARTIES | | | \$4,655.11 |

EXHIBIT 3 –SECURED CLAIMS

| CLAIM NO. | CLAIMANT | UNIFORM TRAN. CODE | CLAIMS SCHEDULED (from Form 6D) | CLAIMS ASSERTED | CLAIMS ALLOWED | CLAIMS PAID |
|-----------------------------|------------------------|--------------------------|--|--------------------|-------------------|----------------|
| NOTFILED | Chase Home Finance LLC | 4110-000 | 114,393.58 | N/A | N/A | 0.00 |
| NOTFILED | Nissan Finance | 4210-000 | 23,000.00 | N/A | N/A | 0.00 |
| TOTAL SECURED CLAIMS | | | \$137,393.58 | \$0.00 | \$0.00 | \$0.00 |

EXHIBIT 4 –CHAPTER 7 ADMINISTRATIVE FEES and CHARGES

| PAYEE | UNIFORM TRAN. CODE | CLAIMS SCHEDULED | CLAIMS ASSERTED | CLAIMS ALLOWED | CLAIMS PAID |
|-------------------------------|--------------------------|---------------------|--------------------|-------------------|----------------|
| Rosemary C. Crawford | 2100-000 | N/A | 1,000.00 | 1,000.00 | 1,000.00 |
| WILLIAM JAMES ROGERS, ESQUIRE | 3210-000 | N/A | 4,000.00 | 4,000.00 | 4,000.00 |
| WILLIAM JAMES ROGERS, ESQUIRE | 3220-000 | N/A | 1,344.89 | 1,344.89 | 1,344.89 |

| | | | | | |
|--|----------|-----|------------|------------|------------|
| The Bank of New York Mellon | 2600-000 | N/A | 25.00 | 25.00 | 25.00 |
| TOTAL CHAPTER 7 ADMIN. FEES AND CHARGES | | N/A | \$6,369.89 | \$6,369.89 | \$6,369.89 |

EXHIBIT 5 –PRIOR CHAPTER ADMINISTRATIVE FEES and CHARGES

| PAYEE | UNIFORM TRAN. CODE | CLAIMS SCHEDULED | CLAIMS ASSERTED | CLAIMS ALLOWED | CLAIMS PAID |
|--|--------------------------|---------------------|--------------------|-------------------|----------------|
| None | | | | | |
| TOTAL PRIOR CHAPTER ADMIN. FEES AND CHARGES | | N/A | \$0.00 | \$0.00 | \$0.00 |

EXHIBIT 6 –PRIORITY UNSECURED CLAIMS

| CLAIM NO. | CLAIMANT | UNIFORM TRAN. CODE | CLAIMS SCHEDULED (from Form 6E) | CLAIMS ASSERTED (from Proofs of Claim) | CLAIMS ALLOWED | CLAIMS PAID |
|--|----------|--------------------------|--|---|-------------------|----------------|
| None | | | | | | |
| TOTAL PRIORITY UNSECURED CLAIMS | | | \$0.00 | \$0.00 | \$0.00 | \$0.00 |

EXHIBIT 7 –GENERAL UNSECURED CLAIMS

| CLAIM NO. | CLAIMANT | UNIFORM TRAN. CODE | CLAIMS SCHEDULED (from Form 6F) | CLAIMS ASSERTED (from Proofs of Claim) | CLAIMS ALLOWED | CLAIMS PAID |
|--------------|--------------------------------------|--------------------------|--|---|-------------------|----------------|
| 1 | Scott Bittner | 7100-000 | 5,798.32 | 5,798.32 | 5,798.32 | 225.58 |
| 2 | Jeffrey Kourey | 7100-000 | unknown | 1,609.87 | 1,609.87 | 62.63 |
| 3 | First Niagara Bank N.A. | 7100-000 | 307.48 | 8,511.14 | 8,511.14 | 331.11 |
| 4 | Citibank, N.A. | 7100-000 | 550.00 | 467.43 | 467.43 | 18.18 |
| 5 | GE Capital Retail Bank | 7100-000 | 1,700.00 | 1,447.00 | 1,447.00 | 56.29 |
| 6 | GE Capital Retail Bank | 7100-000 | 1,500.00 | 1,353.01 | 1,353.01 | 52.64 |
| 7 | Springleaf Financial Services | 7100-000 | 6,543.90 | 5,421.44 | 5,421.44 | 210.91 |
| 8 | Capital One, N.A. | 7100-000 | 462.00 | 453.87 | 453.87 | 17.66 |
| NOTFILED | First Niagara Bank N.A. | 7100-000 | 8,044.00 | N/A | N/A | 0.00 |
| NOTFILED | Orchard Bank | 7100-000 | 2,500.00 | N/A | N/A | 0.00 |
| NOTFILED | Heritage Financial Recovery Services | 7100-000 | 0.00 | N/A | N/A | 0.00 |
| NOTFILED | United Consumer Financial | 7100-000 | 1,500.00 | N/A | N/A | 0.00 |
| NOTFILED | PNC Bank NA | 7100-000 | 495.87 | N/A | N/A | 0.00 |

| | | | | | | |
|---------------------------------------|-------------|----------|-------------|-------------|-------------|----------|
| NOTFILED | PNC Bank NA | 7100-000 | 8,347.85 | N/A | N/A | 0.00 |
| TOTAL GENERAL UNSECURED CLAIMS | | | \$37,749.42 | \$25,062.08 | \$25,062.08 | \$975.00 |

Form 1

Individual Estate Property Record and Report

Asset Cases

Case Number: 11-26861-CMB
Case Name: MCLAIN, DONNA MARIE

Trustee: (580750) Rosemary Crawford
Filed (f) or Converted (c): 11/08/11 (f)
§341(a) Meeting Date: 12/19/11
Claims Bar Date: 08/21/12

Period Ending: 02/26/13

| 1 Ref. # | Asset Description (Scheduled And Unscheduled (u) Property) | 2 Petition/ Unscheduled Values | 3 Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs) | 4 Property <u>Abandoned</u> OA=§554(a) DA=§554(c) | 5 Sale/Funds Received by the Estate | 6 Asset Fully Administered (FA)/ Gross Value of Remaining Assets |
|-------------|---|---|--|---|--|--|
| 1 | 3 LIND WAY, CARNEGIE, PA | 119,000.00 | 0.00 | | 0.00 | FA |
| 2 | BANK ACCOUNT | 350.00 | 0.00 | | 0.00 | FA |
| 3 | HOUSEHOLD GOODS | 10,000.00 | 0.00 | | 0.00 | FA |
| 4 | CLOTHING | 200.00 | 0.00 | | 0.00 | FA |
| 5 | FURS AND JEWELRY | 1,200.00 | 0.00 | | 0.00 | FA |
| 6 | INSURANCE POLICIES | 0.00 | 0.00 | | 0.00 | FA |
| 7 | 401(K) SAVINGS | 6,795.00 | 0.00 | | 0.00 | FA |
| 8 | PERSONAL INJURY CLAIM BY BLAIR CHRISE (2/14/11) Debtor agreed to \$2,000 of proceeds to go to the estate | Unknown | 12,000.00 | | 12,000.00 | FA |
| 9 | 2012 NISSAN | 15,000.00 | 0.00 | | 0.00 | FA |
| 10 | 2011 INCOME TAX REFUND (u) Added by Amendment. | 5,000.00 | 0.00 | | 0.00 | FA |
| 10 | Assets Totals (Excluding unknown values) | \$157,545.00 | \$12,000.00 | | \$12,000.00 | \$0.00 |

Major Activities Affecting Case Closing:

12/6/12
 412-279-3131, scott bitner 11-26861bm, couple questions 496-6643

10/5/12
 412-496-6643, scott bitner, mclain

10/3/12
 call from scott bitner re payment

8/22/12 finalize TFR

8/9/12 request certificate of costs

8/21/12 is claims register deadline and ready to file tfr

7/12/12 stipulation filed

Form 1

Claims Bar Date: 08/21/12

Ref. #

Printed: 02/26/2013 01:18 PM V.13.11

Form 1

Individual Estate Property Record and Report

Asset Cases

Case Number: 11-26861-CMB Trustee: (580750) Rosemary Crawford
Case Name: MCLAIN, DONNA MARIE Filed (f) or Converted (c): 11/08/11 (f)
§341(a) Meeting Date: 12/19/11
Period Ending: 02/26/13 Claims Bar Date: 08/21/12

| 1 | 2 | 3 | 4 | 5 | 6 |
|---|------------------------------------|---|--|---|---|
| Asset Description (Scheduled And Unscheduled (u) Property) | Petition/ Unscheduled Values | Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs) | Property <u>Abandoned</u> OA=§554(a) DA=§554(c) | Sale/Funds Received by the Estate | Asset Fully Administered (FA)/ Gross Value of Remaining Assets |
| Ref. # | | | | | |

412-279-3131 scott bitner, creditor 11-26861bm mclain need to get a proof of claim

12/27/11 FOLLOW-UP CALL TO SPECIAL COUNSEL

12/22/11 call to afd re exemptions, file employ rcc and objection to exemptions, call rogers re verification and corr returning his call 412-232-3400

12/21/11 initial corr to special counsel

William James Rogers, Esquire
Thompson Rhodes & Cowie
Two Chatham Center
Tenth Floor
112 Washington Place
Pittsburgh, PA 15219
412-232-3400
Fax: 412.232.3498

William James Rogers
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412-316-8651
412-232-3498 (fax)
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Pittsburgh, PA 15219
412-471-5931
Fax : 412-471-7351
Email: mbsheats@fbmagg.com

Form 1
Individual Estate Property Record and Report
Asset Cases

Case Number: 11-26861-CMB
Case Name: MCLAIN, DONNA MARIE

Trustee: (580750) Rosemary Crawford
Filed (f) or Converted (c): 11/08/11 (f)
§341(a) Meeting Date: 12/19/11
Claims Bar Date: 08/21/12

Period Ending: 02/26/13

| 1 | 2 | 3 | 4 | 5 | 6 |
|---|------------------------------------|---|--|---|---|
| Asset Description (Scheduled And Unscheduled (u) Property) Ref. # | Petition/ Unscheduled Values | Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs) | Property <u>Abandoned</u> OA=§554(a) DA=§554(c) | Sale/Funds Received by the Estate | Asset Fully Administered (FA)/ Gross Value of Remaining Assets |

Initial Projected Date Of Final Report (TFR): December 12, 2012

Current Projected Date Of Final Report (TFR): August 27, 2012 (Actual)

Form 2

Cash Receipts And Disbursements Record

Case Number: 11-26861-CMB
Case Name: MCLAIN, DONNA MARIE

Trustee: Rosemary Crawford (580750)
Bank Name: Rabobank, N.A.
Account: ****944766 - Checking Account
Blanket Bond: \$10,059,123.00 (per case limit)
Separate Bond: N/A

Taxpayer ID #: **-***4426
Period Ending: 02/26/13

| 1 | 2 | 3 | 4 | | 5 | 6 | 7 |
|---|----------------------|-------------------------|------------------------------|--------|----------------|---------------------|-----------------------------|
| Trans. Date | {Ref #} / Check # | Paid To / Received From | Description of Transaction | T-Code | Receipts \$ | Disbursements \$ | Checking Account Balance |
| (No Transactions on File for this Period) | | | ACCOUNT TOTALS | | 0.00 | 0.00 | \$0.00 |
| | | | Less: Bank Transfers | | 0.00 | 0.00 | |
| | | | Subtotal | | 0.00 | 0.00 | |
| | | | Less: Payments to Debtors | | | 0.00 | |
| | | | NET Receipts / Disbursements | | \$0.00 | \$0.00 | |

Form 2

Cash Receipts And Disbursements Record

Case Number: 11-26861-CMB
Case Name: MCLAIN, DONNA MARIE

Trustee: Rosemary Crawford (580750)
Bank Name: The Bank of New York Mellon
Account: 9200-*****98-66 - Checking Account
Blanket Bond: \$10,059,123.00 (per case limit)
Separate Bond: N/A

Taxpayer ID #: **-***4426

Period Ending: 02/26/13

| 1 Trans. Date | 2 {Ref #} / Check # | 3 Paid To / Received From | 4 Description of Transaction | T-Code | 5 Receipts \$ | 6 Disbursements \$ | 7 Checking Account Balance |
|---------------------|---------------------------|---------------------------------|--|----------|---------------------|--------------------------|----------------------------------|
| 07/07/12 | {8} | ERIE INSURANCE EXCHANGE | SETTLEMENT PROCEEDS RE COURT ORDER DOCKET #44 | 1129-000 | 12,000.00 | | 12,000.00 |
| 07/11/12 | 101 | WILLIAM JAMES ROGERS, ESQUIRE | SPECIAL COUNSEL FEES PER COURT ORDER DOCKET #44 | 3210-000 | | 4,000.00 | 8,000.00 |
| 07/11/12 | 102 | WILLIAM JAMES ROGERS, ESQUIRE | SPECIAL COUNSEL EXPENSES PER COURT ORDER DOCKET #44 | 3220-000 | | 1,344.89 | 6,655.11 |
| 07/31/12 | | The Bank of New York Mellon | Bank and Technology Services Fee | 2600-000 | | 25.00 | 6,630.11 |
| 11/02/12 | 103 | Donna McLain Debtor's Exemption | Dividend paid 100.00% on \$4,655.11; Claim# 9; Filed: \$4,655.11; Reference: | 8100-002 | | 4,655.11 | 1,975.00 |
| 11/02/12 | 104 | Rosemary C. Crawford | Dividend paid 100.00% on \$1,000.00, Trustee Compensation; Reference: | 2100-000 | | 1,000.00 | 975.00 |
| 11/02/12 | 105 | Scott Bittner | Dividend paid 3.89% on \$5,798.32; Claim# 1; Filed: \$5,798.32; Reference: | 7100-000 | | 225.58 | 749.42 |
| 11/02/12 | 106 | Jeffrey Kourey | Dividend paid 3.89% on \$1,609.87; Claim# 2; Filed: \$1,609.87; Reference: | 7100-000 | | 62.63 | 686.79 |
| 11/02/12 | 107 | First Niagara Bank N.A. | Dividend paid 3.89% on \$8,511.14; Claim# 3; Filed: \$8,511.14; Reference: | 7100-000 | | 331.11 | 355.68 |
| 11/02/12 | 108 | Citibank, N.A. | Dividend paid 3.89% on \$467.43; Claim# 4; Filed: \$467.43; Reference: | 7100-000 | | 18.18 | 337.50 |
| 11/02/12 | 109 | GE Capital Retail Bank | Dividend paid 3.89% on \$1,447.00; Claim# 5; Filed: \$1,447.00; Reference: | 7100-000 | | 56.29 | 281.21 |
| 11/02/12 | 110 | GE Capital Retail Bank | Dividend paid 3.89% on \$1,353.01; Claim# 6; Filed: \$1,353.01; Reference: | 7100-000 | | 52.64 | 228.57 |
| 11/02/12 | 111 | Springleaf Financial Services | Dividend paid 3.89% on \$5,421.44; Claim# 7; Filed: \$5,421.44; Reference: | 7100-000 | | 210.91 | 17.66 |
| 11/02/12 | 112 | Capital One, N.A. | Dividend paid 3.89% on \$453.87; Claim# 8; Filed: \$453.87; Reference: | 7100-000 | | 17.66 | 0.00 |

| | | | |
|-------------------------------------|--------------------|-------------------|---------------|
| ACCOUNT TOTALS | 12,000.00 | 12,000.00 | \$0.00 |
| Less: Bank Transfers | 0.00 | 0.00 | |
| Subtotal | 12,000.00 | 12,000.00 | |
| Less: Payments to Debtors | | 4,655.11 | |
| NET Receipts / Disbursements | \$12,000.00 | \$7,344.89 | |

Form 2

Cash Receipts And Disbursements Record

Case Number: 11-26861-CMB
Case Name: MCLAIN, DONNA MARIE

Trustee: Rosemary Crawford (580750)
Bank Name: The Bank of New York Mellon
Account: 9200-*****98-66 - Checking Account
Blanket Bond: \$10,059,123.00 (per case limit)
Separate Bond: N/A

Taxpayer ID #: **-***4426
Period Ending: 02/26/13

| 1 | 2 | 3 | 4 | | 5 | 6 | 7 |
|----------------|----------------------|-------------------------|----------------------------|--------|----------------|---------------------|-----------------------------|
| Trans. Date | {Ref #} / Check # | Paid To / Received From | Description of Transaction | T-Code | Receipts \$ | Disbursements \$ | Checking Account Balance |

| | |
|---------------------------|------------|
| Net Receipts : | 12,000.00 |
| Less Payments to Debtor : | 4,655.11 |
| Net Estate : | \$7,344.89 |

| TOTAL - ALL ACCOUNTS | Net Receipts | Net Disbursements | Account Balances |
|----------------------------|--------------------|----------------------|---------------------|
| Checking # ****944766 | 0.00 | 0.00 | 0.00 |
| Checking # 9200-*****98-66 | 12,000.00 | 7,344.89 | 0.00 |
| | \$12,000.00 | \$7,344.89 | \$0.00 |